



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/069,082	Daniel Galbraith	9013.43

 20792  
 MYERS BIGEL SIBLEY & SAJOVEC  
 PO BOX 37428  
 RALEIGH, NC 27627


INTERNATIONAL APPLICATION NO.	
PCT/GB00/03159	
LA. FILING DATE	PRIORITY DATE
08/16/2000	08/18/1999

 CONFIRMATION NO. 9280  
 371 FORMALITIES LETTER


\*OC000000008173127\*

Date Mailed: 05/29/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

## RECEIVED

JUN 11 2003

TECH CENTER 1600/2900

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and International filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

• The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- **APPLICANT MUST PROVIDE:**
  - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
  - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

• For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patent Software, call (703) 306-2600
- For Patent Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 305-3688

#### PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/069,082	PCT/GB00/03159	9013.43

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Commissioner for Patents  
Washington, DC 20231  
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/069,082		Daniel Galbraith	9013.43

20792  
MYERS BIGEL SIBLEY & SAJOVEC  
PO BOX 37428  
RALEIGH, NC 27627



CONFIRMATION NO. 9280

ABANDONMENT/TERMINATION  
LETTER



\*OC000000009164836\*

Date Mailed: 11/27/2002

### NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 05/29/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



9013.43/FMS:SCL:vp  
October 25, 2002

Commissioner for Patents  
Washington, DC 20231

Sir: Kindly acknowledge receipt of the accompanying by placing your receiving date stamp hereon and mailing:  
Re: Galbraith, et al.; S/N 10/069,082; Filed 2/15/02  
**SUBMITTAL OF DECLARATION; DECLARATION;  
ASSIGNMENT RECORDATION COVER SHEET;  
ASSIGNMENT; STATEMENT IN SUPPORT OF SEQUENCE  
LISTING; SEQUENCE LISTING - HARDCOPY AND DISKETTE;  
EOT; COPY - NOTIFICATION OF MISSING REQUIREMENTS;  
\$2050 CK.**

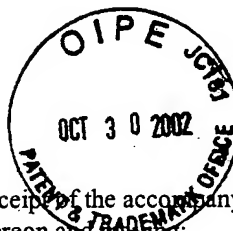
Respectfully,  
MYERS BIGEL SIBLEY & SAJOVEC, P.A.  
Attorneys for Applicant

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JUN 11 2003

TECH CENTER 1600/2900

Commissioner for Patents  
Washington, DC 20231



9013.43/FMS:SCL:vp  
October 25, 2002  
11-04-02A09:31 RCVD

Sir: Kindly acknowledge receipt of the accompanying by placing your receiving date stamp hereon and mailing:  
Re: Galbraith, et al.; S/N 10/069,082; Filed 2/15/02  
**SUBMITTAL OF DECLARATION; DECLARATION;  
ASSIGNMENT RECORDATION COVER SHEET;  
ASSIGNMENT; STATEMENT IN SUPPORT OF SEQUENCE  
LISTING; SEQUENCE LISTING - HARDCOPY AND DISKETTE;  
EOT; COPY - NOTIFICATION OF MISSING REQUIREMENTS;  
\$2050 CK.**

Respectfully,  
MYERS BIGEL SIBLEY & SAJOVEC, P.A.  
Attorneys for Applicant

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# **RAM** Fee History Query

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Revenue Accounting and Management

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Name/Number: 10069082

Total Records Found: 8

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.	Tran Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
02/27/2002	00000012	<u>1</u>	<u>960</u>	\$1,040.00	02/15/2002	CK
02/27/2002	00000013	<u>1</u>	<u>968</u>	\$280.00	02/15/2002	CK
05/22/2002	00000004	<u>1</u>	<u>960</u>	-\$1,040.00	02/15/2002	OP
05/22/2002	00000006	<u>4</u>	<u>704</u>	-\$150.00	01/15/2002	CK
05/22/2002	00000005	<u>1</u>	<u>970</u>	\$890.00	01/15/2002	CK
11/01/2002	00000449	<u>1</u>	<u>1253</u>	\$920.00	10/30/2002	CK
11/01/2002	00000447	<u>1</u>	<u>1617</u>	\$130.00	10/30/2002	CK
11/01/2002	00000448	<u>1</u>	<u>8021</u>	\$40.00	10/30/2002	CK

#8



Attorney Docket No. 9013.43

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Galbraith, et al.  
U.S. Serial No.: 10/069,082  
Int'l Application No.: PCT/GB00/03159  
Int'l Filing Date: August 26, 2000  
For: RETROVIRUS ASSAY

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October 25, 2002

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Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

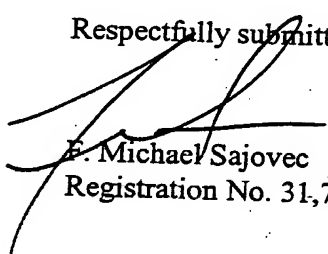
**SUBMITTAL OF DECLARATION  
UNDER 37 C.F.R. § 1.63**

Sir:

In response to the Notification of Missing Requirements dated May 29, 2002, enclosed is a Declaration and Power of Attorney for the above-identified application which has been executed by the named inventors.

A check in the amount of \$130.00 is enclosed to cover the surcharge under 37 C.F.R. § 1.16(e). Any additional fee or credit may be charged to our Deposit Account No. 50-0220.

Respectfully submitted,

  
F. Michael Sajovec  
Registration No. 31,793

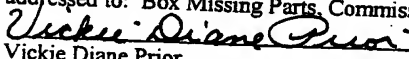


20792

PATENT TRADEMARK OFFICE

**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on October 25, 2002.

  
Vickie Diane Prior

Date of Signature: October 25, 2002